

EXHIBIT

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
06 Civ. 0589 (CGE)

-----x

ANUCHA BROWNE-SANDERS,

Plaintiff,

- against -

MADISON SQUARE GARDEN, L.P., ISIAH LORD
THOMAS, III, and JAMES DOLAN,

Defendants.

-----x

December 8, 2006
12:24 p.m.

VIDEOTAPE DEPOSITION of ISIAH
LORD THOMAS, III, taken by the Plaintiff,
pursuant to Notice, held at the offices of
Vladeck Waldman Elias & Engelhard, P.C.,
1501 Broadway, New York, New York, before
Debbie Zaromatidis, a Shorthand Reporter
and Notary Public of the State of New
York.

1 THOMAS

2 A. No, that was before.

3 Q. Okay. And what did Mr. Moran
4 tell you in your discussions regarding the
5 charging party's complaints regarding
6 sexual harassment?

7 A. He -- he asked if -- he asked if
8 I -- I believe they asked me if I swore,
9 did I use profanity, and they asked me a
10 couple of questions about if I ever
11 believe I asked Anucha or asked Anucha I
12 want to go offsite with her or if I was in
13 love with her, and I don't recall my
14 answers to those questions verbatim, but I
15 believe I told them I swore, and I -- I
16 had no -- wasn't in love with Anucha.

17 Q. Okay. I'm going to stay on the
18 document. I am going to go down to a few
19 lines where the sentence starts "Thomas
20 stated that the next thing..."

21 Do you see that sentence?

22 A. Yes.

23 Q. Okay. It says "Thomas stated
24 that the next thing he was told that there
25 had been" -- "that he has been sued by

1 THOMAS

2 I probably give more love to men than I do
3 women in terms of hello or goodbye, and I
4 think what she tried to do is put this in
5 the best words that she probably could.

6 Q. Okay. So you -- you -- I want
7 to make sure I understand this.

8 You were trying to explain to
9 her the use of I love you in a non --

10 A. Well, not I love you.

12 A. Or love to you.

13 0 Love --

14 A $\|f\|_T =$

15 9 Okay.

16 A. I'm -- go ahead.

17 8 Okay.

18 A Or ==

19 Q. You were explaining -- what were
20 you explaining to the EEOC investigator
21 regarding the use of love?

22 A. I was just trying to explain
23 again how love is used as a greeting of
24 hello and goodbye but not in a sexual way
25 or -- or intimate way in men said to men,

1 THOMAS

2 men said to women, and it is not -- it is
3 not given, taken, or received as a come on
4 so to speak.

5 Q. Okay. And did you give her any
6 examples of how you used the word love as
7 a greeting to men and women or more?

8 A. I could have. I don't recall.

9 Q. Okay.

10 A. I mean that -- in trying to
11 explain it, I could have said it, but
12 I -- I don't know word for word, verbatim
13 how I said it.

14 0. Off the document for a second.

15 Have you ever used the greeting love with
16 Anucha?

17 MR. GREEN: Objection to form.

18 MR. PARCHER: Could you read
19 that question back, please.

20 (Record read.)

21 MS. EISENBERG: Objection as to
22 form.

23 A. Maybe in a greeting of hello or
24 goodbye but never to be in love.

25 Q. Okay. Could you describe how

1 THOMAS

2 you would use the term "love" in a
3 greeting with Anucha with hello or
4 goodbye?

5 MR. GREEN: Objection to form.

6 MS. EISENBERG: Objection to
7 form.

8 A. Well, the complaint that I've
9 read, no love today means you're not
10 speaking today. You're not saying hello.
11 It doesn't have anything to do
12 with -- with sex, and I don't -- I don't
13 remember how -- how and if I said love to
14 Anucha because I really wasn't counting
15 because I didn't -- I wasn't thinking
16 or -- I was just saying hello or good-bye
17 or whatever it was at the time, and if I
18 did use the word love, it definitely
19 wasn't meant in a sexual way.

20 Q. So you might have used the word
21 love with Anucha, but you never used --

22 MR. SMITH: Withdrawn.

23 Q. You might have said no love
24 today meaning as in a greeting but not in
25 a sexual way; is that correct?

1 THOMAS

2 A. Most definitely.

3 Q. Okay. So you're not saying you
4 might not have -- you're not saying that
5 you never said to Anucha no love today?

6 MR. GREEN: Objection to form.

7 MS. EISENBERG: Objection as to
8 form.

9 A. May I -- I could have said that
10 when she wasn't speaking. Yeah.

11 MS. EISENBERG: Mr. Smith --

12 MR. SMITH: Yes.

13 MS. EISENBERG: -- when you're
14 finished asking questions about this
15 document, may we have a five-minute break?

16 MR. SMITH: Sure. I think we
17 have five minutes on the tape, so --

18 THE VIDEOGRAPHER: Yes, pretty
19 soon.

20 MR. SMITH: Pretty soon. So we
21 are going to be taking a break pretty
22 soon.

23 THE VIDEOGRAPHER: Two minutes.

24 MR. SMITH: So that gives me
25 one question probably.

1 THOMAS

2 Murphy. At any time during that
3 conversation did you ever curse at
4 Ms. Saunders?

5 A. I -- I have never cursed at
6 Ms. Sanders, no.

7 Q. Okay. You're saying you've
8 never cursed at her?

9 A. I have never cursed at
10 Ms. Sanders.

11 Q. Okay.

12 A. Now, have I ever swore or
13 sweared or used curse words around her, I
14 probably have. But have I cursed at her,
15 no, I have not.

16 Q. Okay. All right. During this
17 conversation on the phone with
18 Ms. Saunders, did you at any time use the
19 word bitch?

20 A. No.

21 Q. Did you at any time use the word
22 fuck?

23 A. That -- that -- that could have
24 come out but not necessarily at her.

25 I -- you know, I -- I could have said I'll

1 THOMAS

2 F'ing handle it or I'll -- I could -- I
3 could have sworn but never at her, and by
4 the way I -- when she -- when that phone
5 call was made, I wasn't upset with her for
6 calling me and informing me. I -- my job
7 was to handle it, and I -- I wasn't -- I
8 wasn't mad or anything that she phoned and
9 told me this.

10 Q. Okay. And during that
11 conversation over the phone, did you ever
12 refer to be Ms. Sanders as a ho?

13 A. Please. No. Come on.

14 Q. Okay. Now, when you first
15 started at -- as president of basketball
16 operations for the New York Knicks, did
17 you ever inform anyone that you wanted the
18 players not to do any community
19 activities?

20 A. No, just the opposite.

21 Q. Did you ever tell anyone that
22 you wanted the players to limit the
23 community activities?

24 A. No, I wanted -- I wanted
25 structure to the activities, and I

1 THOMAS

2 THE VIDEOGRAPHER: We are going
3 back on the record at approximately 6:39
4 p.m.

5 Q. Mr. Thomas, you stated earlier
6 that -- that you found it offensive for a
7 white man to call a black woman a bitch.
8 Do you remember that testimony?

9 A. Um hum.

10 Q. You have to say yes.

11 A. Yes.

12 Q. Okay. Would you find it also
13 offensive for a black male to call a
14 black woman a bitch?

15 A. Not as much, and I am sorry to
16 say I -- I do make a distinction.

17 Q. But if I'm correct from your
18 earlier testimony, a male calling a woman
19 a bitch you find to be offensive?

20 A. Most definitely.

21. 0. Black or white?

22 A. Black or white but a white male
23 calling a black female a bitch is highly
24 offensive to me.

25 Q. Okay. Mr. Thomas, do you find

1 THOMAS

2 Anucha Browne-Sanders to be attractive?

3 MR. GREEN: Objection to form.

4 A. To me?

5 Q. Yes, to you. Do you find her to
6 be an attractive woman?

7 A. I'm not attracted to her, no.

8 Q. Have you ever told anyone that
9 you found Anucha Browne-Sanders to be an
10 attractive woman?

11 A. No, I don't believe so.

12 Q. Okay. As -- has the Knicks
13 during your time as president of
14 basketball operations ever had an open
15 practice?

16 A. Yes.

17 Q. Okay. And do you recall ever
18 having an open practice around October of
19 2005?

20 A. Yeah, we -- we have one every
21 year or so.

22 Q. Did you have one in October
23 2005?

24 A. Yes.

25 Q. Okay. And did you at any time

1 THOMAS

2 during that open practice ever tell anyone
3 that you believed that Anucha
4 Browne-Sanders was attractive?

5

6 MR. SCHOENFELD: Could you
7 repeat that question. I am sorry.

8 (Record read.)

9 A. No, I -- no, I didn't.

10 Q. Okay. Did you ever tell anyone
11 during that open practice that you
12 believed that it was hard to work with
13 Anucha Browne-Sanders because she was easy
14 on the eyes?

15 A. No.

16 Q. Did you ever tell anyone during
17 that open practice that you believed it
18 was hard to concentrate because Ms. Anucha
19 Browne-Sanders was attractive?

20 A. No, I've never said that.

21 Q. Okay. As president of basketball
22 operations for the New York Knicks, do you
23 have supervisory responsibility over the
24 players?

25 A. What do you mean by

1 THOMAS
2 hello, and she kind of pushed back
3 and -- and I remember I -- I said no love
4 today, and she was very kind of cold, and,
5 you know, there were ushers and other
6 people around at gate one, and it was kind
7 a little awkward moment, and I -- I
8 thought to myself, well, that's -- that
9 was strange. That was kind of weird. I
10 left it at that.

11 Q. When you -- the time that you
12 came to hug her, when she pushed away -- I
13 am sorry.

14 MR. SMITH: Withdrawn.

15 Q. The times that you would hug
16 Ms. Anucha Browne-Sanders, did you hug her
17 in -- in front -- in front of her, in
18 front, back, side?

19 A. No, we would always see each
20 other coming towards each other, and you
21 shake, hug, how are you doing.

22 Q. Okay.

23 A. Is that --

24 Q. On the day that she backed away,
25 was it -- did you come in front of her or

1 THOMAS

2 from behind her?

3 A. I believe I actually -- I
4 believe it was on the side. I
5 believe -- I think I walked up, and I put
6 my -- this is her here. I think I put my
7 left hand on her. I guess it would be her
8 right shoulder, and I leaned in and I
9 said, hey -- hey, Nuch, how you doing, and
10 I went to give her a kiss on the cheek,
11 and, you know, that is when I got that
12 reaction.

13 Q. Did at any time you ever tell
14 Mrs. Anucha Saunders that I know why we
15 have -- why there is friction between us?

16 MR. GREEN: Objection to form.

17 A. No.

18 Q. Did you ever say to Mrs. Anucha
19 Sanders that you believed that you and her
20 were similar or alike?

21 A. I don't believe so. No.

22 Q. Okay. Did you ever say our
23 relationship is like Love And Basketball?

24 A No

25 9. Have you ever seen the movie of

1 THOMAS

2 hoping that they would stay out late.

3 MR. SMITH: Excuse me. How
4 much time do I have?

5 THE VIDEOGRAPHER: On this tape
6 or entirely?

7 MR. SMITH: Entirely.

8 THE VIDEOGRAPHER: About an
9 hour.

10 MR. SMITH: Can we take a
11 second break?

12 MS. EISENBERG: Of course.
13 Sure.

14 THE VIDEOGRAPHER: We are now
15 going off the record at approximately 8:28
16 p.m.

17 (Recess taken.)

18 THE VIDEOGRAPHER: We are going
19 back on the record at approximately 8:42
20 p.m.

21 Q. Mr. Thomas, during any time when
22 Anucha Browne-Sanders and you were
23 employees of the New York Knicks, did you
24 ever say to Anucha Browne-Sanders that you
25 were in love with her?

1 THOMAS

2 A. No.

3 Q. Did you at any time ever tell
4 Anucha Browne-Sanders that you loved her?

5 A. No.

6 Q. Did you ever tell her that

7 I -- I love you? Ever said to her I love
8 you?

9 A. No.

10 Q. As president of basketball
11 operations for the New York Knicks, have
12 you ever told -- told your basketball
13 players not to have sex with employees of
14 the New York Knicks?

15 A. No, I have never had that
16 discussion.

17 Q. Okay. Were you aware that
18 Stephon Marbury had sex with [REDACTED]
19 named [REDACTED]

20 MR. GREEN: Objection to form.

21 MS. EISENBERG: Objection to
22 form, and to the degree that he may know
23 of any activities, sexual intimacy or
24 otherwise through counsel, I don't want
25 him to testify to that.

EXHIBIT

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
06 Civ. 0589 (CGE)

-----x
ANUCHA BROWNE-SANDERS,

Plaintiff,

- against -

MADISON SQUARE GARDEN, L.P., ISIAH LORD
THOMAS, III, and JAMES DOLAN,

Defendants.

-----x
February 12, 2007
10:10 a.m.

Videotaped Deposition of JOSEPH
FAVORITO, taken by Plaintiff, pursuant to
Notice, held at the offices of Vladeck
Waldman Elias & Engelhard, P.C., 1501
Broadway, New York, New York, before Todd
DeSimone, a Registered Professional
Reporter and Notary Public of the State of
New York.

1 FAVORITO

2 right or wrong.

3 Scheduling of events, things
4 along those lines, from a business
5 perspective he felt a lot of times were
6 not handled professionally.

7 Q. But he was specifically
8 critical of Ms. Browne-Sanders in those
9 conversations?

10 A. Not specifically Anucha. But
11 since Anucha was the head of the
12 department, a lot of it laid on her
13 shoulders, I think.

14 Q. Do you recall him ever making
15 any specific comments in which he was
16 critical of her?

17 A. Critical in terms of being
18 disorganized, yes.

19 Q. What did he say about that?

20 A. That she was disorganized, that
21 it wasn't -- you know, I specifically
22 remember a couple of times there were
23 mistakes in memos or memos that weren't
24 handed out to players in a timely fashion
25 for an appearance. And Isiah couldn't

1 FAVORITO

2 understand why things weren't more
3 organized.

4 Q. And he made a comment about
5 Ms. Browne-Sanders' lack of organization?

6 A. That she is disorganized, yes.

7 Q. Did Mr. Thomas ever make any
8 other critical comments of
9 Ms. Browne-Sanders in your presence?

10 A. Not that I can recall.

11 Q. Did he ever comment on
12 whether -- strike that.

13 Did he ever comment on their
14 personal interactions?

15 A. No.

16 Q. Did he ever say that
17 Ms. Browne-Sanders was friendly or not
18 friendly or anything like that?

19 A. No, not that I can recall.

20 Q. In the conversations in which
21 he had said the comments that you've
22 testified to about Ms. Browne-Sanders
23 being disorganized, did you say anything?

24 A. No. My job was to make the
25 peace.

1 FAVORITO

2 make sure that you doubled back. He had a
3 lot of things on his agenda, a lot of
4 things on his schedule. A lot of people
5 were always calling him for various
6 things.

7 So keeping him focused and
8 making sure that we got done the most
9 important things was always the goal,
10 whether it was him or any other general
11 manager I have ever worked with.

12 Q. Did Ms. Browne-Sanders ever
13 communicate to you any frustration that
14 she had about Mr. Thomas not making
15 himself available for business-related
16 activities?

17 A. Yes, I think she was frustrated
18 in terms of the style as opposed to the
19 substance. It was a number of things that
20 she wanted done which she felt was
21 reasonable, and Isiah at some point didn't
22 do all the things that -- didn't acquiesce
23 to say that he would do all the things
24 that were on the list, on a list.

25 Q. Did you ever discuss that with

1 FAVORITO

2 Mr. Thomas?

3 A. Yes.

4 Q. What did he say about that?

5 A. He said "I will do certain
6 things, I'm not going to do everything."

7 Q. What things did he not want to
8 do?

9 A. I don't recall. I think it was
10 more the number of appearances. He would
11 go to one or two as opposed to going to
12 three or four, whether it was sponsor
13 functions or season ticketholder events.
14 Then he would try to figure out other
15 people to designate to cover the other
16 ones.

17 Q. Are you aware of any situations
18 in which Mr. Thomas failed to show up for
19 something that he had committed to?

20 A. Not to my knowledge.

21 Q. Are you aware of any situations
22 in which Mr. Thomas cancelled the last day
23 or so before an event?

24 A. I don't recall one -- I can't
25 think of one off the top of my head.

1 FAVORITO
2 Jersey, and this kind of fell into that
3 group of several things that we wanted to
4 do. But everybody felt it was a good
5 opportunity at the time as far as I can
6 recall.

7 Q. Do you recall who you discussed
8 that with concerning it being a good
9 opportunity?

10 A. I know specifically Karin
11 Buchholz and Dan Gladstone. I don't
12 recall whether we discussed it in the
13 meeting, but I'm sure Anucha, I would
14 assume Anucha knew about it. I can't say
15 for sure that she did.

16 MR. CESARATTO: I don't have
17 any further questions.

18 EXAMINATION BY MR. SHERWOOD:

19 Q. Was this a Knicks event or a
20 Dale and Thomas event?

21 A. It was a community event that
22 the Knicks were involved with.

23 Q. How much time did you spend
24 with Isiah Thomas over the while, during
25 the time that both of you were at the

1 FAVORITO

2 Knicks?

3 A. Daily.

4 Q. And what about with Anucha?

5 A. Daily. It depended on the day,
6 whether I was in the City, in White
7 Plains, or splitting the day between one
8 and the other.

9 Q. But you saw her regularly?

10 A. Yes.

11 Q. Did you consider her a friend?

12 A. Yes.

13 Q. Did she on occasion talk with
14 you about the difficulties that she was
15 having with Isiah?

16 A. Yes.

17 Q. What was the nature of what she
18 was complaining about?

19 MR. MINTZER: Objection to
20 form. Asked and answered.

21 A. Frustration. Frustration. And
22 one of the things that became more and
23 more talked about was those guys down the
24 hall as opposed to just Isiah. She would
25 lump Frank Murphy into that group and some

1 FAVORITO

2 other people who were the Basketball
3 Operations side.

4 Just frustration that the
5 basketball, especially given the state of
6 the team, that the basketball side didn't
7 understand more about what the business
8 side needed to try and sell tickets and go
9 out and get more money for the company.

10 Q. Was it that they were concerned
11 they were focused on basketball or not
12 focused enough on the business side?

13 MR. MINTZER: Objection to
14 form.

15 A. More concern and frustration
16 that they didn't understand what the
17 business side was.

18 Q. Did she ever complain -- did
19 you ever hear her complain about Isiah
20 regarding sexual harassment?

21 A. No.

22 Q. Did she ever say to you or did
23 you ever hear her complain that Isiah said
24 to her that he was in love with you?

25 A. No.

EXHIBIT

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1 DRAFT - UNCERTIFIED - WATKINS 1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK
4 -----x
5 ANUCHA BROWNE-SANDERS,
6 Plaintiff,
7 vs. No. 06 Civ. 0589
8 (GEL)(DF)
9 MADISON SQUARE GARDEN, L.P.,
10 ISIAH LORD THOMAS, III,
11 and JAMES DOLAN,
12 Defendants.
13 -----x
14 February 26, 2007
15 10:11 a.m.
16
17 Deposition of BARRY WATKINS, held at
18 the offices of Vladeck, Waldman, Elias &
19 Engelhard, P.C., 1501 Broadway, New York,
20 New York, pursuant to notice, before
21 Cary N. Bigelow, RPR, a Notary Public of
22 the State of New York.
23
24
25

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1 DRAFT - UNCERTIFIED - WATKINS 2
2 A P P E A R A N C E S:
3
4 VLADECK WALDMAN ELIAS & ENGELHARD, P.C.

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23 accusations were baseless and she was looking
24 for money.

25 Q. Did you say anything about that, that

1 DRAFT - UNCERTIFIED - WATKINS
2 she was looking for money?

3 MR. GREEN: The witness should be
4 admonished that to the extent the
5 conversations took place at the direction of
6 counsel or with counsel present, he may not
7 answer. Otherwise he can.

8 A. I just can't remember what was said in
9 front of counsel in part of a group setting or
10 where Mark was in or what Steve and I said just
11 to each other.

12 I remember conversations we had before
13 the lawsuit, but I can't remember -- I can't
14 remember once the lawsuit hit other than Steve
15 being hurt.

16 Q. Did you have any conversations with
17 Mr. Mills about Miss Browne-Sanders before the
18 lawsuit?

19 A. Sure we did, yeah, several.

20 Q. What did you discuss with Mr. Mills
21 about Miss Browne-Sanders?

22 A. Well, generally we talked about the
23 issues with Anucha that started after Isiah
24 Thomas replaced Scott Layden as the president
25 and general manager of the team.

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1 DRAFT - UNCERTIFIED - WATKINS
2 Q. What were the issues that you
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3 discussed with Mr. Mills?

4 A. The issues were that Anucha wasn't
5 changing the way she did her job to work better
6 with Isiah and that things that should have been
7 done weren't getting done and that many things
8 that she should have been able to resolve with
9 him ended up having to go to Steve instead of
10 being cut off before it got to the presidential
11 level.

12 We talked about that Anucha wouldn't
13 bend, change at all. I reported in to him a
14 lunch that I had with Anucha where I brought
15 this up early on. I remember reporting to him a
16 lunch that I had with Isiah where I asked Isiah
17 to try to acknowledge her and work with her a
18 little bit more closely so that he could resolve
19 issues before they got to Steve. I can recall a
20 conversation I had with Steve after I had lunch,
21 a second lunch with Anucha where I said to him,
22 you better start looking because there's no way
23 it's going to work, she's never going to change,
24 she's never going to adjust, she's as negative
25 as could be and she clearly doesn't want to be

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1 DRAFT - UNCERTIFIED - WATKINS
2 here anymore.

3 Q. In the beginning of your answer you
4 started talking about comments about not getting
5 the job done, right, and problems that shouldn't
6 have had to go to Steve that went to Steve.

7 Who said that? Did you say that or

022607DRAFTWATKINS.txt
8 was that something Mr. Mills said?
9 A. No. Again, to remember exact
10 conversations are difficult, but once Isiah got
11 the position, it became -- Steve said it became
12 very difficult for him now because Isiah was
13 much different in terms of running the
14 organization than Scott Layden was and that
15 Anucha was not working with Isiah in a way to
16 resolve matters between them and she's not
17 adjusting to fit the style of the new president
18 of the team and he was, you know, in the
19 beginning just mentioning that there were issues
20 and then obviously towards the end they became
21 more than issues, they became real problems.

22 Q. When did Mr. Mills first start talking
23 to you about trouble between Mr. Thomas and Miss
24 Browne-Sanders?

25 A. I can't remember exactly.

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1 DRAFT - UNCERTIFIED - WATKINS

2 Q. Was it within a few months of
3 Mr. Thomas joining the team?

4 A. I can't remember.

5 Q. Was it within a year of Mr. Thomas
6 joining the team, do you think? Was it in 2004?

7 A. I am sure it was, but again, I am not
8 great on those dates.

9 Q. Is it your recollection that Miss
10 Browne-Sanders from the beginning of Mr. Thomas'
11 tenure had difficulty adapting to his changes?

12 A. Generally. I don't know about the
13 very beginning, you know, the first few weeks or
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022607DRAFTWATKINS.txt

14 first few months, but yeah.

15 Q. And that was something that Mr. Mills
16 had told you?

17 A. well, Mr. Mills had told me but I also
18 was aware just in my dealings with Anucha of
19 things that she would, you know, be trying to go
20 to go to Isiah with and people -- I don't
21 remember if I knew it directly from Anucha or
22 not, but it was clear that Anucha's role in the
23 organization was dramatically changing and she
24 did not have the -- let's just, for the lack of
25 a better term, power she had had before Isiah

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1 DRAFT - UNCERTIFIED - WATKINS

2 arrived and she wasn't accepting of that.

3 Q. Miss Browne-Sanders' job diminished
4 after Mr. Thomas came on?

5 A. No. Her job responsibilities were
6 always the same, as far as I understood them to
7 be. Like I said before, she didn't report to me
8 so I don't know exactly what they are, but I
9 know that when Scott Layden was there Anucha had
10 a -- because of her personal relationship with
11 Scott Layden and with Don Chaney and with Jeff
12 Nicks, she was involved much more on the
13 basketball side than she would be shortly after
14 Isiah assumed the position, so her nonbasketball
15 responsibilities, as I understood them, stayed
16 the same but her venturing out into the
17 basketball operations side were changing, that
18 was clear to anybody that was working within the

022607DRAFTWATKINS.txt
19 Knicks or a position like mine at the time.
20 Q. Did Miss Browne-Sanders ever complain
21 to you about Mr. Thomas?
22 A. Yes.
23 Q. And what did she say to you about
24 Mr. Thomas?
25 A. I can't remember exactly, but the

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1 DRAFT - UNCERTIFIED - WATKINS
2 general tone of it was in, one lunch we had --
3 one lunch she had she was very understanding of
4 her not having the same kind of role in the
5 Knicks that she had under Scott, she criticized
6 trades that he made, and I can't remember
7 exactly -- the second lunch that I had with her
8 she was even more critical of what he -- blaming
9 him for the state of the franchise.

10 I don't remember exactly, but it was
11 very critical stuff.

12 Q. You went to lunch with Miss
13 Browne-Sanders twice?

14 A. Yes.

15 Q. And when were those lunches?

16 A. I don't remember exactly, but one
17 was -- the second one was in late summer, maybe
18 early September right before the year that she
19 left, so maybe '05, and the first one would have
20 been maybe a year before that, maybe the summer
21 of '04.

22 Q. Focusing on the first lunch in the
23 summer of '04, do you recall --

24 A. I think it was in the summer of '04.
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25 Q. Approximately, then.

81

1 DRAFT - UNCERTIFIED - WATKINS
2 Do you recall anything that Miss
3 Browne-Sanders said to you at that lunch other
4 than what you have already said?

5 A. Yeah. She rolled her eyes about her
6 role dramatically changing, she rolled her eyes
7 that Isiah was making a deal with Frank Murphy,
8 she clearly felt her place in the organization
9 was different because of how the previous regime
10 allowed her to venture outside into the
11 basketball operation. She didn't seem -- not
12 that she didn't seem, she clearly wasn't too
13 pleased about how things had turned against her.
14 That was the first lunch.

15 Q. You said she rolled her eyes about her
16 role changing. What did she say about her role
17 changing?

18 A. Oh, please, the way things are going
19 around here with this guy, what he's done with
20 our franchise, come on, give me a break, Barry,
21 and I would say something good about Isiah, as
22 one example.

23 Now, was that the exact words, no, but
24 that clearly was the tone of her feelings that
25 day.

82

1 DRAFT - UNCERTIFIED - WATKINS

2 Q. She didn't think he was doing a very
3 good job?

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4 A. She did not think he was doing a very
5 good job and she clearly did not like -- she had
6 mentioned at the time that she wasn't -- I can't
7 remember if she mentioned this or I did, but she
8 wasn't really welcome at the training center
9 when she didn't have a specific responsibility,
10 she wasn't invited on the road with the team in
11 any way, and those are things she had done, she
12 had gone to training camp and those were things
13 she wasn't now doing that she had done in the
14 past.

15 Q. You are not sure if she said that or
16 you said that?

17 A. I can't remember, but we talked about it.

18 Q. Anything else said at the first lunch
19 other than what you have testified to?

20 A. That's the gist of it. I could be
21 leaving something out that I could remember down
22 the road, but that's what I remember right now.

23 Q. You have given us your best
24 recollection at this moment?

25 A. At this moment, yes.

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1 DRAFT - UNCERTIFIED - WATKINS

2 Q. You said that she referred to a deal
3 with Frank Murphy that Mr. Murphy had with
4 Mr. Thomas?

5 A. He made a deal.

6 Q. I thought that was your words.

7 A. I think I said the deal. I don't know
8 what --

9 Q. What were you referring to as the
Page 68

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10 deal?

11 A. That she had to work through Isiah's
12 designee on many of the things that she needed
13 to get permission on for her to move forward.
14 Instead of dealing directly with Isiah, she was
15 dealing with his designee, who was Frank Murphy,
16 she did not have a good relationship with Frank
17 Murphy since she had got to the Garden and she
18 was in a, let's call it power position for her
19 first few years and Murphy had gone from a power
20 position to not doing so well and things just
21 reversed themselves and now Anucha lost some
22 power and had to deal with Murphy, who was kind
23 of -- had the keys, you might say.

24 Q. How was your working relationship with
25 Frank Murphy?

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1 DRAFT - UNCERTIFIED - WATKINS

2 A. It was okay.

3 Q. Did you get along with him?

4 A. Yeah. I had to, the same as Anucha.

5 You know, there were things I liked about them,
6 things I didn't like about them.

7 Q. I am asking right now about Mr. Murphy.

8 What didn't you like about him?

9 A. What I liked about him was he was
10 passionate about the team and what I didn't like
11 about him was he also enjoyed having the power
12 when he did more so than his title would dictate
13 in a way that was very ego driven.

14 MR. MINTZER: The tape needs to be

022607DRAFTWATKINS.txt
15 changed. This is probably a good time to
16 take a break.

17 THE VIDEOGRAPHER: The time is 11:28
18 a.m. We are going off the record.

19 (Recess taken.)

20 THE VIDEOGRAPHER: We are back on the
21 record. The time is 11:53 a.m.

22 BY MR. MINTZER:

23 Q. Have you ever hugged Anucha
24 Browne-Sanders?

25 MR. GREEN: I am sorry?

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1 DRAFT - UNCERTIFIED - WATKINS

2 Q. Have you ever hugged Anucha
3 Browne-Sanders?

4 MR. GREEN: Have you?

5 The question was have you.

6 A. I don't recall.

7 Q. You don't recall?

8 A. I may have, I don't recall.

9 Q. Have you ever seen Anucha
10 Browne-Sanders hug anyone other than Isiah
11 Thomas?

12 A. I don't know.

13 Q. You can't recall one way or the other?

14 A. Not really.

15 Q. Why was Joe Favorito fired?

16 A. We changed the job. There were some
17 different reasons, but the majority of the
18 reason was we changed the job around and wanted
19 a vice president to run the department that was
20 more specific than day-to-day with the team,

022607DRAFTWATKINS.txt
22 with her. I am sure I said -- I don't remember
23 the exact conversation, but I'm sure that I told
24 him I was going to do it.

25 Q. Was it Steve's idea for you to have

1 DRAFT - UNCERTIFIED - WATKINS

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2 lunch with her?

3 A. No. It was my idea.

4 Q. And why did you think it would be a
5 good idea to have lunch with her?

6 A. I have been with the company a long
7 time and sometimes, even though this isn't my --
8 a kind of public relations matter, because I
9 have been with the company a long time, I would
10 get involved and try to help situations where I
11 could look at kind of the road to success and if
12 it wasn't going well, and I think Steve felt
13 like it might be a good idea because he had
14 spoken to her so much and wasn't getting
15 anywhere, that maybe I could appeal towards
16 getting her to work this out.

17 Q. What did Steve say he had spoken with
18 her so much about that he wasn't getting
19 anywhere?

20 A. He just said things weren't working,
21 that she wasn't doing as well in this new
22 position, she wasn't -- Steve said she wasn't
23 doing as well, in the budget process she didn't
24 do well, in those meetings she wasn't doing
25 well. With him, because of the Isiah situation

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2 was one where they couldn't solve anything, and
3 every little thing in the organization had to go
4 to him and, you know, we had previous
5 conversations where there were issues where he
6 asked me to try to talk to Isiah and Anucha and
7 to try to just help things along without him
8 having to do it himself, but it was clear that
9 he had an issue that his senior group wasn't
10 working out very well.

11 Q. Steve had told you in the past that
12 Miss Browne-Sanders and Isiah Thomas were not
13 working well together?

14 A. Yes.

15 Q. What did he say about that?

16 A. Just again day-to-day conversation, it
17 was clear that Anucha wasn't adjusting in any
18 way, she was doing the job the way she did it
19 under Scott Layden, not making any adjustments
20 whatsoever. I remember a specific time in, I
21 think it was the summer of '04 or maybe '05 --
22 '05, '06 -- it was '05, where I was in Las Vegas
23 with Isiah and Steve had called me -- he wasn't
24 with us, he called me and said there were a
25 bunch of things that Anucha had come to him on

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1 DRAFT - UNCERTIFIED - WATKINS
2 that she wanted Isiah to do in the off-season
3 and he was frustrated because there were so many
4 things because she just went right to him with
5 all of these -- you know, talk to season ticket
6 holders and send out letters and send out

022607DRAFTWATKINS.txt
7 autographs and it was all of this kind of
8 time-consuming work she wanted to have happen,
9 and he had had so much between them, he had
10 asked me, being with Isiah, to see if I could
11 discuss some of these things with him and see
12 what would be a go, what would be a no go while
13 I was out in Las Vegas with him, so we had had
14 discussions leading up to that.

15 Q. What did you discuss with Mr. Thomas?

16 A. I discussed some of these programs
17 that Anucha had come to Steve with and which
18 ones would work and which ones wouldn't work and
19 he thought about a few, and we were in the
20 middle of going through a coaching search and
21 his time was a little bit more difficult to come
22 by than it would be in a normal summer, so we
23 figured out what some of the things he could do
24 or not and then I just left it that he was going
25 to call Steve and then I was out of it and they

□

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1 DRAFT - UNCERTIFIED - WATKINS

2 would work it out from there.

3 Q. And what was Mr. Thomas willing to do?

4 A. I don't remember exactly, but there
5 were things that he would do one or two things
6 that wouldn't be as time consuming as doing a
7 series of events that would take him away from
8 focusing on the coaching search and the NBA
9 draft -- no, that was after the draft, summer
10 league, I guess, so I guess he was focusing on
11 the coaching search and --

12 Q. You were out in Las Vegas with him?

022607DRAFTWATKINS.txt

13 A. Parts of it, yeah.

14 Q. Is that when you had this conversation
15 with him?

16 A. Yeah.

17 Q. How long does the summer league last?

18 A. That year it was about a week in Vegas
19 and about a week in Minnesota. I didn't go to
20 Minnesota, I went to about half of the Las Vegas
21 trip.

22 Q. Do you recall anything in particular
23 that Mr. Thomas didn't want to do or it was just
24 a matter of the frequency of events?

25 A. Yeah, basically.

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1 DRAFT - UNCERTIFIED - WATKINS

2 Q. Just the frequency?

3 A. I don't remember exactly what it was,
4 but he basically, the issue was there were
5 things that were on this agenda of what she
6 needed him to do and in totality it was a
7 time-consuming thing that wouldn't allow him to
8 focus on the current coaching search, but again,
9 my role was to get it in play, to talk to him
10 about it generally and then lead him to calling
11 Steve back where they could just bang it out,
12 and Steve, I know, was upset just generally
13 because it was another thing that he had to go
14 solve because Anucha wouldn't, couldn't deal
15 with it directly.

16 Q. Had you ever spoken with Mr. Thomas
17 about Miss Browne-Sanders?

022607DRAFTWATKINS.txt
18 A. One time I remember, yeah.
19 Q. And when was that?
20 A. we had a lunch and I brought up at the
21 end of the lunch that I thought that he should
22 be, to work better with Anucha, that he should
23 try to make her a little bit more relevant
24 because even though I know his designee was
25 Frank Murphy, that that wasn't working out so

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1 DRAFT - UNCERTIFIED - WATKINS
2 great because Murray and Anucha didn't get
3 along, and what was happening was every little
4 issue, every issue large to small would be
5 thrown up to Steve, and if Isiah could figure
6 out a way to make her a little bit more relevant
7 and deal with some of these things directly, it
8 would make Steve's job easier, and he was very
9 receptive to it, he didn't say anything negative
10 about Anucha, he just said, Look, she's not on
11 my radar, she's not someone I deal with every
12 day, and I said, well, I think if you were a
13 little bit nicer to her and gave her -- I think
14 I said gave her the time of day sometimes, you
15 can -- it would really make Steve, who's your
16 boss, would make Steve's life a lot easier, and
17 he agreed to do that.

18 Q. When did you have that conversation
19 with Mr. Thomas?

20 A. I don't remember.

21 Q. What year was it?

22 A. It was either -- I would say it was
23 sometime in '04, it was probably after April 1,
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24 3 or 4 -- no, maybe it was '05.

25 I can't recall. I'm sorry, I can't

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2 recall. I thought it was '04, but I'm not sure.

3 Q. Are you able to place this
4 conversation or this lunch around any event that
5 was happening at the time?

6 A. Not really. I remember where it was,
7 it was at the Four Seasons Hotel, having lunch
8 there. I can remember us talking and me just
9 bringing it up at the end. It wasn't part of
10 any kind of agenda on his behalf. I wanted to
11 bring it up at the end. I just can't remember
12 if it was '04 or '05. I am sure if I looked
13 back at my calendar at the right time I could
14 figure out when it was, but I had lunch
15 regularly with Isiah that began in -- it might
16 have been '05, March of '05, '04 --

17 Q. Why don't we leave a space in the
18 transcript and when you get a chance to review
19 the transcript, if you have a clear memory of
20 when the lunch was, fill that in.

21 A. Okay.

22 TO BE FURNISHED: _____

23 _____

24 Q. Was that the only time that you ever
25 discussed Miss Browne-Sanders with Mr. Thomas?

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2 A. You know, I am sure her name came up

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3 from time to time, but there is only one other
4 time that I recall for sure and that is Isiah
5 called me one day in the office in, I don't know
6 if it was November or December of '05, and he
7 called and said I need your counsel on
8 something. I don't know what happened last
9 night, but last night at the game I went to hug
10 Anucha and she was acting all weird and
11 different and basically told me to get away from
12 her and I don't know what's going on, it was the
13 same thing we always do, I don't know what --
14 all of a sudden she was aggressive and he didn't
15 quite understand it and would I counsel him in
16 some way.

17 Q. What did you say to him?

18 A. I said to him, let me -- I don't know
19 anything about this, let me talk to Steve and
20 the right people and don't do anything, don't
21 confront her, don't call her, let me find out,
22 let me make some calls about this.

23 Q. Did you do that?

24 A. I know I spoke to Steve about it.

25 Q. What did Steve say?

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1 DRAFT - UNCERTIFIED - WATKINS

2 A. I think Steve said he either would
3 talk to -- I don't remember what happened from
4 there, but I don't think I talked to Isiah about
5 it again, or if I did, I said, I called him back
6 and said, Look, I talked to Steve, there's other
7 stuff happening, he's going to talk to you about
8 it, I'm out of it at that point. So that's what
Page 82

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9 happened.

10 Q. what did you speak to Mr. Mills about
11 relative to what you just said?

12 A. I told him what Isiah had told me.

13 Q. What did Mr. Mills tell you?

14 A. Steve said -- I think he said, you
15 know, yeah, some of this makes sense with some
16 of the discussions we have had recently, let me
17 take it, just tell Isiah, you put it to my hand,
18 put it to me and I'll call Isiah later. So I
19 got the initial call from Isiah, but it wasn't
20 in my place to follow up, once I got it to Steve
21 and Isiah, they handled it.

22 Q. When Mr. Thomas called you about it,
23 how soon after the event did it happen?

24 A. I think it was the next morning.

25 Q. And how much time then passed between

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1 DRAFT - UNCERTIFIED - WATKINS

2 that, when you spoke to Mr. Thomas and you spoke
3 to Mr. Mills about it?

4 A. It would have been the same day for sure.

5 Q. When you spoke to Mr. Mills, did it
6 seem like he was unaware of the event when you
7 described it to him?

8 A. That moment he was un -- I am almost
9 sure he was unaware of the event.

10 Q. Did you ever have any follow-up
11 conversation with Mr. Mills about it?

12 A. I don't recall.

13 Q. When you had the original conversation

022607DRAFTWATKINS.txt
14 with Mr. Thomas, other than saying that you
15 would get back with him, did you say anything
16 else?

17 A. No. He just gave me the information
18 at that moment. I didn't really know what to
19 say because it wasn't something I was -- had any
20 real thought on or advice on.

21 Q. What is it precisely that Mr. Thomas
22 said happened?

23 A. He said he went to kiss Anucha and she
24 jumped away from him and said, Don't you go near
25 me, don't you touch me, and he said, That's what

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2 I -- the same greeting I gave her every time I
3 saw her. All of a sudden there's some issue.
4 what's going on, what's -- I didn't understand
5 what it was, and I said, That is strange, I
6 don't understand it either. Let me talk with
7 Steve about it and figure out what we should do.

8 Q. Had you ever seen Mr. Thomas kiss Miss
9 Browne-Sanders before?

10 A. I think when they hugged I did see
11 them kiss on the cheeks, but I can't remember
12 exactly. If you said to me that -- you know, I
13 don't remember exactly seeing them kiss on the
14 cheek, but he kisses on the cheek and he hugs
15 and he does it with me and I saw them hug, I'm
16 sure that they did, I just don't remember
17 exactly.

18 Q. Mr. Thomas hugs you also?

19 A. Yeah.

022607DRAFTWATKINS.txt

20 Q. Kisses you on the cheek?

21 A. Sometimes.

22 Q. Mr. Thomas, have you seen him hug and
23 kiss other women who worked at Madison Square
24 Garden?

25 A. Yes.

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1 DRAFT - UNCERTIFIED - WATKINS

2 Q. Who?

3 A. I don't remember exactly, but Isiah,
4 when you see Isiah before a game or in the
5 suite, he would hug people in the suite, he
6 would hug men, he would hug women, that's just
7 the way he greets people.

8 Q. Do remember any of the other women who
9 work at the Garden that you recall Mr. Thomas
10 hugging?

11 A. He probably hugged Anne Marie Dunleavy
12 when he saw her.

13 Again, I don't want to say who I think
14 he would have hugged, but if I saw Isiah with
15 anybody, he would hug them, that's just the way
16 he was, but I don't want to give specific names
17 because as I sit here I have been thinking about
18 Anucha, I am not focused on that.

19 Q. You have a recollection that Isiah
20 hugged Anucha around 20 times, but other people
21 you are not sure about?

22 A. Yeah.

23 Q. Is that right?

24 A. Mm-hm.

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25 Q. You had been describing your second

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1 DRAFT - UNCERTIFIED - WATKINS

2 lunch with Miss Browne-Sanders in somewhere
3 around the summer of '05, right, would you say
4 after Labor Day; is that correct?

5 A. Yes.

6 Q. I am not sure, I just want to make
7 sure that we have gotten your full recollection
8 of what was discussed at that lunch.

9 Was there anything else that you
10 recall discussing with her?

11 A. I gave you what I remember. I'm
12 sorry, I remember her telling me about she had
13 come back from a trip where she went to where
14 the tsumani was with her son or her family, I
15 remember that came up at that same lunch.

16 Q. That she had gone or that she was going?

17 A. I think she said that she was already
18 there, if I remember correctly.

19 Q. What did she tell you about that?

20 A. I don't remember exactly. Like I
21 said, I think it was after she already went and
22 was talking about what a great experience it was
23 and important for them to do.

24 I think she told me she went with her
25 one son and how important it was for him in his

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1 DRAFT - UNCERTIFIED - WATKINS

2 growth to see something like that and feel a
3 part of helping.

4 Q. Did you say anything in response?

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5 A. I said, That's a very nice thing.
6 Q. Did you ever discuss with Mr. Mills
7 the review that he'd given to Miss Browne-Sanders?
8 A. Before the lawsuit?
9 Q. Yeah.
10 A. No.
11 Q. Did you discuss them after the lawsuit?
12 A. It it may have come up but not
13 extensively.
14 Q. What did you discuss not extensively
15 with him about the reviews?
16 MR. GREEN: I just want to note again,
17 to the extent this conversations took place
18 at the direction of counsel with counsel
19 present, you may not reveal those
20 conversations. Otherwise, you may testify
21 about that.
22 A. When they came up it was with counsel
23 in the room.
24 Q. Do you have a recollection of that?
25 A. Vaguely.

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1 DRAFT - UNCERTIFIED - WATKINS
2 Q. Were you aware that Mr. Mills had
3 stated on Miss Browne-Sanders' review in
4 substance that she had done a very good job in
5 adapting to the philosophical changes that
6 Mr. Thomas had brought to the team?
7 MR. GREEN: Objection to form.
8 You may answer.
9 A. No.

10 Q. 022607DRAFTWATKINS.txt
That would surprise you?

11 MR. GREEN: Objection.

12 You may answer.

13 A. I don't really have an opinion on it.

14 Q. You don't have an opinion on whether
15 or not that would surprise you or not if it was
16 in one of Miss Browne-Sanders' reviews?

17 A. Steve had a relationship with Anucha.
18 I don't know how those review processes went. I
19 heard after the fact that he gave her 5 when she
20 was VP of marketing and then a 4, but what was
21 said specifically in those reviews, I was not
22 privy to that.

23 Q. Mr. Mills was telling you that Miss
24 Browne-Sanders was not adjusting well to
25 Mr. Thomas' changes; is that right?

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1 DRAFT - UNCERTIFIED - WATKINS

2 A. Right, but I don't remember the exact
3 timing of it, so I don't know when the reviews
4 took place.

5 Could he have given her, saying
6 something good in the beginning about that or
7 in the first year or maybe he had asked her
8 specifically to do a couple of things and she
9 did them, but eventually it fell apart. I don't
10 know the timing of the review, but I certainly
11 know that those of us that were there, that
12 Anucha's responsive role had really changed when
13 Isiah got there, and whether there were some
14 peaks and valleys, there probably were, but in
15 the last year or so it was very clear that they

022607DRAFTWATKINS.txt

16 were not going to -- they were not seeing eye to
17 eye.

18 Q. I thought you had testified that the
19 difficulties between Miss Browne-Sanders and
20 Mr. Thomas had started fairly soon after
21 Mr. Thomas arrived.

22 Is that true?

23 A. Yeah. The way that I saw it, yeah.

24 Q. So would it surprise you that in March
25 of 2005 Mr. Mills gave Miss Browne-Sanders a

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1 DRAFT - UNCERTIFIED - WATKINS
2 review and specifically complimented her on how
3 she adapted to Mr. Thomas' managerial changes?

4 MR. GREEN: Objection to form,
5 misstates prior testimony.

6 You may answer the question.

7 A. What I said was it was common
8 knowledge in somebody like me that the
9 beginning, when he got there, it wasn't working
10 immediately. How Steve viewed that as her boss
11 might have been different in the beginning. I
12 am saying what I felt.

13 Q. I thought your testimony was in 2004
14 that Mr. Mills had told you that she wasn't
15 adapting to Mr. Thomas' changes.

16 Was that true when you said that?

17 A. Of course it was true.

18 MR. GREEN: Objection.

19 Just a moment. I am going to ask you,
20 Kevin, to rephrase your question, I will ask

022607DRAFTWATKINS.txt
21 the witness to listen carefully.

22 I object to the question, it misstates
23 prior testimony and it is argumentative.

24 So you may answer the question, ask
25 for it to be repeated.

1 0 109
1 DRAFT - UNCERTIFIED - WATKINS

2 A. Can you repeat it?

3 Q. Did you not testify earlier in this
4 deposition that Mr. Mills had told you in 2004
5 that Miss Browne-Sanders was not adapting well
6 to Mr. Thomas' managerial changes?

7 A. I think I did say that.

8 Q. Okay.

9 Was that true testimony when you gave it?

10 A. Obviously.

11 Q. And even with that obvious testimony,
12 you have no opinion about whether you would be
13 surprised if Mr. Mills rated her positively in
14 March of 2005 for adjusting well to Mr. Thomas'
15 managerial changes?

16 A. Exactly.

17 MR. GREEN: The question has been
18 asked and answered.

19 You may answer it.

20 A. Exactly.

21 Q. You had said in response to
22 questioning a little while ago, made some
23 reference to different responsibilities that
24 Miss Browne-Sanders had in 2005.

25 Do you recall that?

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23 job or not?

24 A. No.

25 Q. Did he ever express any kind of

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1 DRAFT - UNCERTIFIED - WATKINS

2 opinion to you about whether Miss Browne-Sanders
3 was disorganized?

4 A. No.

5 Q. Was your sense --

6 MR. MINTZER: Strike that.

7 Q. Did you have an opinion as to whether
8 Miss Browne-Sanders and Mr. Thomas personally
9 were getting along while they worked together?

10 A. I knew Anucha didn't have any use for
11 Isiah and didn't like Isiah, based on the
12 lunches that I had. Anything I ever heard from
13 Isiah was basically she was a nonentity to him.
14 I never heard him say anything bad about her.

15 Q. Did he ever say, ever call her a
16 nonentity?

17 A. No. Those are my words.

18 Q. Okay.

19 Do you remember what his words were?

20 A. No. He was really -- he was totally
21 focused on the basketball operation of the team
22 and anything that had to do with the business
23 operation were handled for him by, most of them
24 were handled by Frank Murphy.

25 Q. Did Frank Murphy at some point leave

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1 DRAFT - UNCERTIFIED - WATKINS

EXHIBIT

W

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X

ANUCHA BROWNE SANDERS,

Plaintiff,

- against -

MADISON SQUARE GARDEN, L.P.,
ISIAH LORD THOMAS III, AND
JAMES L. DOLAN,

Defendants.

06 Civ. 0589 (GEL)

PLAINTIFF'S SUPPLEMENTAL
DISCLOSURES PURSUANT TO
FED. R. CIV. P. 26

ECF CASE

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Plaintiff Anucha Browne Sanders ("plaintiff" or "Browne Sanders"), by her attorneys Vladeck, Waldman, Elias & Engelhard, P.C., hereby provides the following information to defendants Madison Square Garden, L.P. ("MSG"), Isiah Lord Thomas III ("Thomas"), and James L. Dolan ("Dolan") (collectively, "defendants"):

Fed R. Civ. P. 26(a)(1)(C): Plaintiff cannot fully calculate her damages at this time. However, based on the information that she currently possesses, plaintiff calculates her damages as follows: \$602,568 in back pay to compensate plaintiff, through October 1, 2007, for wages, bonuses, and 401(k) contributions that plaintiff would have received had she not been discriminated against and retaliated against by defendants, less work-related compensation that plaintiff expects to earn in mitigation of her damages through October 1, 2007. Plaintiff also seeks an Order that MSG convey to her all stock options previously granted to her that did not vest as a result of her unlawful termination from MSG, as well as to supplement her pension in the amounts that she would have received if she had remained employed at MSG. In addition,

plaintiff seeks compensation for the penalties and taxes that she will incur (amounts presently unknown) as a result of withdrawing money from her retirement accounts since her unlawful termination from MSG.

To the extent that plaintiff is not reinstated to her former position at MSG, plaintiff will also seek an award of front pay and/or reputational damages to compensate plaintiff, from October 1, 2007 through age 65 (January 5, 2028), for expected lost wages, bonuses, and 401(k) contributions, less any work-related compensation that plaintiff expects to earn in mitigation of her damages, in the amount of \$9,762,406. (See attached chart detailing the calculations for back pay and front pay) If plaintiff is not reinstated to her former position at MSG, plaintiff will also seek an Order requiring MSG to make pension payments to her in the amounts that she would have been entitled to receive had her employment not been unlawfully terminated by MSG and had she continued to work at MSG until age 65.

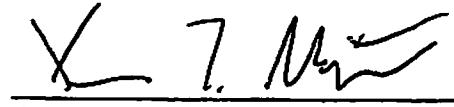
Plaintiff additionally seeks punitive damages from defendants in amounts to be determined by the jury. Plaintiff also seeks attorneys' fees and the costs of this action from defendants in an amount to be determined by the Court. In addition, plaintiff seeks from defendants an award of pre-judgment interest, as well as damages to compensate plaintiff for any adverse tax consequences.

Plaintiff reserves the right to supplement these disclosures as and if additional information becomes available. Plaintiff provides these disclosures without waiving any objections that might apply including, but not limited to, objections relating to privilege, confidentiality, materiality, relevancy or burden.

Dated: New York, New York
March 19, 2007

VLADECK, WALDMAN, ELIAS &
ENGELHARD, P.C.

By:



Anne C. Vladeck (AV 4857)
Kevin T. Mintzer (KM 4741)
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Attachment to Plaintiff's Supplemental Disclosures Pursuant to Fed. R. Civ. P. 26

| <u>Years</u> | <u>Plaintiff's MSG Salary with 5% Increases</u> | <u>Plaintiff's MSG Bonus 25% of Salary</u> | <u>Plaintiff's 401K ER Contr. 3% of Gross Salary¹</u> | <u>Plaintiff's MSG Total Compensation</u> | <u>Plaintiff's Job Mitigation with 3% Increases</u> | <u>Difference</u> |
|--------------|---|--|--|---|---|---------------------|
| 2005 | 0 | 62,500 | 0 | 62,500 | 0 | 62,500 |
| 2006 | 262,500 | 65,625 | 7,750 | 335,875 | 0 | 335,875 |
| 2007 | 275,625 | 68,906 | 8,000 | 352,531 | 107,499 ² | 245,032 |
| 2008 | 289,406 | 72,351 | 8,000 | 369,757 | 115,000 ³ | 254,757 |
| 2009 | 303,876 | 75,969 | 8,000 | 387,845 | 118,450 | 269,395 |
| 2010 | 319,070 | 79,761 | 8,000 | 406,831 | 122,003 | 284,827 |
| 2011 | 335,023 | 83,755 | 8,000 | 426,778 | 125,663 | 301,114 |
| 2012 | 351,177 | 87,794 | 8,000 | 446,971 | 129,432 | 317,538 |
| 2013 | 369,363 | 92,340 | 8,000 | 469,703 | 133,314 | 336,388 |
| 2014 | 387,832 | 96,958 | 8,000 | 492,790 | 137,313 | 355,476 |
| 2015 | 407,223 | 101,805 | 8,000 | 517,028 | 141,432 | 375,595 |
| 2016 | 427,584 | 106,896 | 8,000 | 542,480 | 145,674 | 396,805 |
| 2017 | 448,964 | 112,241 | 8,000 | 569,205 | 150,004 | 414,160 |
| 2018 | 471,412 | 117,853 | 8,000 | 597,265 | 154,504 | 442,760 |
| 2019 | 494,984 | 123,746 | 8,000 | 626,730 | 159,139 | 467,590 |
| 2020 | 519,731 | 129,932 | 8,000 | 657,663 | 163,913 | 493,817 |
| 2021 | 545,719 | 136,429 | 8,000 | 690,148 | 168,830 | 521,318 |
| 2022 | 573,005 | 143,251 | 8,000 | 724,256 | 173,895 | 550,360 |
| 2023 | 601,655 | 150,413 | 8,000 | 760,068 | 179,111 | 580,956 |
| 2024 | 631,738 | 157,934 | 8,000 | 797,672 | 184,484 | 613,187 |
| 2025 | 663,325 | 165,831 | 8,000 | 837,156 | 190,018 | 647,137 |
| 2026 | 696,491 | 174,831 | 8,000 | 879,322 | 195,718 | 683,603 |
| 2027 | 731,315 | 182,828 | 8,000 | 922,143 | 201,589 | 720,553 |
| 2028 | 767,881 | 191,970 | 8,000 | 967,851 | 207,636 | 760,214 |
| | <u>\$10,874,899</u> | <u>\$2,718,821</u> | <u>\$175,875</u> | <u>\$13,769,595</u> | <u>\$3,404,621</u> | <u>\$10,364,974</u> |

¹ The employer contribution is calculated based on the statutory limit of an employee's contribution of \$15,500 for 2007 and \$16,000 for 2008 and beyond.

² 10/12 x \$129,000 per year as consultant.

³ \$115,000 per year as employee.

EXHIBIT

X

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ALLHIPHOP FEATURE

Benzino: The Source Part 2
By Clover Hope

AllHipHop.com: Can you just talk honestly about this lawsuit filed?

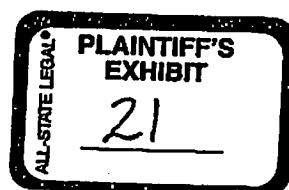
Benzino: Oh definitely, yes, the lawsuit was like—usually when people get fired sometimes, especially this magazine there's been walkouts and again, journalist people, they're a real crazy bunch of people.

AllHipHop.com: [Laughs]

Benzino: But um, basically Kim Osorio, we had let go, we had terminated a man for her to get that job. So now that we terminated her for a man, she's screaming sexual discrimination. What we're gonna do is counter sue her because that's totally false because especially when we have record of—we have proof of her having many sexual relations with a lot of the artists that she was actually interviewing a lot. And we will counter sue her for defamation of character and then after that, we'll just let the courts decide it.

AllHipHop.com: Wait, what does her relations have to do with this lawsuit?

Benzino: I'm saying, I'm saying like we will counter sue her for defamation of character because her holding that position of Editor and Chief and having sexual relations and definitely her conduct as how she treated this magazine when she was here, that's definitely gonna have something to do with her lawsuit.



REDACTED



AllHipHop.com: So Dave Mays said that she was—so you're basically saying that she had relations with some high-profile rappers.

Benzino: Oh definitely. [Laughs]. Wouldn't you like to know who, Clover? [Laughs]

AllHipHop.com: I would like to know [Laughs]

Benzino: Nah, nah. That all has to come out in court.

AllHipHop.com: Okay, she said she was fired from the company—

Benzino: Exactly, she was fired.

AllHipHop.com: [finishes] after she complained. But you said that she didn't—

Benzino: We didn't like the way she was doing her job in like the last year and we just decided to let her go. We let a lot of people go. We cleaned house with a lot of these people.

AllHipHop.com: And you and Dave Mays said that you requested that she repeal her complaint?

Benzino: Yeah, definitely. We said yes, you know, Kim, you're just like—she made a complaint and we said like what is this based on. We had a little conversation and we asked her that, you know, basically she tried to extort us to be like if you keep me on, I'll—if you promise not to fire me or get some time of contract, then I'll take the complaint away. But that's the first complaint she's ever done, so isn't kind of peculiar that she made the complaint when she know she was

gonna get fired, Clover. That's the first complaint we've ever had from her since she's been the top person at *The Source* magazine. Doesn't that sound real peculiar?

AllHipHop.com: I don't know.

Benzino: You don't know, come on—are you a hater, Clover? Don't tell me you're a hater, Clover.

AllHipHop.com: Nah I'm neutral.

Benzino: Ah, don't say—'cause Clover that's obvious, like she filed one complaint since she's been up there when she found out that she was gonna get fired. That doesn't sound peculiar, like that's—come on, Clover.

AllHipHop.com: Are you trying to say that both of these women's claims are illegitimate?

PL00802A

2/26/2006

REDACTED

Benzino: The other woman didn't even do nothing around here. She faked that she was having breast cancer so that we wouldn't fire her. These people were getting big salaries. They can't get these big salaries no where else. They were doing a weak job. It's our magazine and we fired them. I have the right too.

AllHipHop.com: And why would they lie about, like why would they—

Benzino: Clover, you're gonna have to find that out. It doesn't—but you know what, it doesn't matter. Does it matter? Whose company is it?

AllHipHop.com: Mmhm.

Benzino: Do you own AllHipHop?

AllHipHop.com: Nope.

Benzino: If you got fired would it really matter what you say about who's this or whatever—or like if they fired you today, would it matter?

AllHipHop.com: Would what matter?

Benzino: Would it matter like what your opinion is. Like how many people do you know who are gonna be happy when they get fired.

AllHipHop.com: [Laughs] everybody.

Benzino: Okay, then so then you just answered your own question then.

AllHipHop.com: Well I don't know why—

Benzino: It's okay, just keep it moving. I don't mind that, Clover. Zino and The Source ain't going nowhere. We're gonna stomp out the competition. It is what it is.

AllHipHop.com: Okay, where did your relationship with these two women stand before these accusations arose? Were you on speaking terms?

Benzino: Yeah, say hi and keep it moving. We was on speaking terms, business. I'm the boss, like what any boss at a business would do. We had a business relationship.

AllHipHop.com: Okay. So some people might see you as, okay I don't know the best way to put it, but a lot of people hate you obviously.

Benzino: No, no a lot of people don't hate me. Clover, you gotta get out that Internet world Clover. Come out to the real world, Clover. Come outside, go to a club, Clover. Go chill out at a club, go dance in a club. Go chill out, go look at what real life is and real things are because if you're up there in front of that computer all day you might be getting a little bit cross-eyed. You might be losing touch with reality.

AllHipHop.com: Actually, I get out and I hear—this is what I hear from people that are not on the Internet—

REDACTED

Benzino: Again the Internet. The Internet is a minuscule bunch of people. There's only like—I'm looking at AllHipHop now, there's 162 people on [the message boards]—that's so like, come on man, Clover. Like these people are the people I'm talking about. They're not out there in the streets going to the—they're not doing that, man. They'd rather be nonchalant, no one can know who they are and hate and spew hate and negative opinions about people. I can handle that, but Clover if I'm so hated I wouldn't be, I wouldn't be like—like, I'm loved all across the country. Like Miami, New York, I go cross country now. Don't get it twisted because your little minute Internet world thinks that that's hate for Zino.

AllHipHop.com: I'm just saying, when you go against somebody like Eminem, then that's going to come up because a lot of people like Eminem.

Benzino: A lot of people like Eminem. Eminem's a racist. Eminem's a racist, Clover.

AllHipHop.com: According to you.

Benzino: Eminem's a racist, Clover. What do you mean according to me? He said "ni**er" on a tape. He called Black women b**ches. What do you mean according to me. They pulled out of the lawsuit. Clover, your man Eminem was about to be—his pants was about to be pulled down about his lies and everything. That's why they pulled out.

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EXHIBIT

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
06 Civ. 0589 (CGE)

- - - - - x

ANUCHA BROWNE-SANDERS,

Plaintiff,

-against-

MADISON SQUARE GARDEN, L.P., ISIAH
LORD THOMAS, III and JAMES DOLAN,

Defendants.

- - - - - x

1501 Broadway
New York, New York

January 29, 2007
10:12 a.m.

DEPOSITION of MADISON SQUARE
GARDEN by ROCHELLE NOEL, one of the
Defendants in the above-entitled
action, held at the above time and
place, taken before Barbara P.
Goldsmith, a Shorthand Reporter and
Notary Public of the State of New York,
pursuant to the Federal Rules of Civil
Procedure, and stipulations between
Counsel.

1 R. NOEL

2 Q. Did you ask him what he was
3 talking about?

4 A. I don't recall.

5 Q. Did you have an understanding
6 of what Ms. Browne-Sanders' job
7 responsibilities were when you
8 interviewed Mr. Thomas for the first
9 time?

10 A. I don't recall.

11 Q. When you first started your
12 interview with Mr. Thomas, did you tell
13 him what you were investigating?

14 A. I don't remember exactly what
15 I told him. I believe that I told him
16 that we were investigating allegations
17 that had been raised by
18 Ms. Browne-Sanders. I don't know if I
19 was specific about the allegations that
20 had been raised.

21 Q. What was his response when
22 you told him that you were
23 investigating allegations by
24 Ms. Browne-Sanders?

25 A. I don't recall.

1 R. NOEL

2 Q. Do you recall if he was
3 surprised?

4 MR. GREEN: Objection to
5 form. You may answer.

6 A. I don't recall if he was
7 surprised when I initially spoke to
8 him. I remember at some point he did
9 seem to express surprise as my
10 questions to him indicated what the
11 specific allegations were if I had not
12 previously.

13 Q. And at what point was he
14 surprised?

15 A. I don't recall specifically.

16 MS. CACACE: Would you mark
17 this as 3, please.

18 (12/23/05 Winkler notes were
19 hereby marked as Noel Exhibit 3 for
20 identification, as of this date.)

21 Q. Please let me know when you
22 have finished looking at this.

23 MS. CACACE: And for the
24 record, this is a one page document
25 Bates stamped MSG 4078.